County, sitting as a Court of equity, and by the authority thereof, ordered that the aforegoing cause be and the same is hereby referred to any one of the standing Examiners of this Court for the purpose of taking testimony to support the allegations of the amended Bill of Complaint.

Glenn H. Worthington.

## Additional Testimony.

To the Honorable the Hudges of said Court—

In pursuance of an order of the Circuit Court and notice given me by the Solicitor for the Complai ants, I Albert S. Brown, one of the standing Examiners of Your Honorable Court, duly appointed, qualified and sworn, did on the 11th day of June, A. D. 1815, at the office of the Examiner in the City of Frederick and State of Maryland, at the hour of four o'clock proceed to take the following additional depositions of the winnesses then and there produced before me, that is to say—

Present—Charles McC. Mathias, Solicitor for Complainants. William H\_ Keller, witness, Frederick W. Obenderfer, witness, Albert S. Browb, Examiner.

Exhibit A., certified copy of deed; Exhibit B., agreement filed with Bill, filed with the Examiner as evidence and are so marked.

William H. Keller, a witness of lawful age being duly sworn and examined viva voce, deposes and says as follows--

My name is William H. Keller. I am the husband of Amelia C. Keller, one of the Complainants in this cause. I know all the parties to this suit. I knew Charles Albert Wittler during his lifetime. He was my wife's brother, and at the ime of his death he was seized and possessed of a piece or parcel of land, situate; lying and being in Frederick, and being known as No. 14 on Jefferson street, (or Telegraph Street as it was formerly called) in said City.

I look at Exhibit A., which is now handed me. It is a certified copy of a deed from Albert C. Witter and Frederick Witter his wife, to Charles Albert Wittler, and it correctly describes the property therein conveyed. There was a life estate in this property reserved by the grantors.

Charles Albert Wittler died without making a will on or about the 13th day of March, 1915, and left surviving him as heirs at law the following brothers and sisters towit--Edward H. Wittler, whose wife's name is Bessie H. Wittler; Smelia C. Keller, a sister, who is my wife; Lewis A. Wittler, a brother whose wife's name is Cora L. Wittler; and the children of a deceased sister, Christina

Grove, whose names are Mary E. Grove and Philip M. Grove, Mary E. Grove is twenty years of age and Philip M. Grove is sixteen years old. My father-in-law, Albert C. Wittler, died about ten days after the death of Charles Albert Wittler and left surviving him his widow, Frederica C. Wittler, who is my mother-in-law and who owns a life estate in the property as I mentioned before.

All of the adult parties in interest, and Philip E. Grove, for and on behalf of his two children, the infant defendants, on or about the twenty-fourth day of April, 1915, entered into an agreement with William C. Keller for the purpose of selling this property mentioned in Exhibit A., to him at and for the sum of \$668.50, vlear and discharged of all liens, taxes and encumbances, by a fee simple title, and subject only to the Tife estate of the said Frederica C. Wittler.

I look at Exhibit B which is now handed me. it is the original contract signed by us all and by William C. keller.

I think that the sale of the property as set forth in said contract, Exhibit B., is an advantage—ous one and is very good value for the property. I think it would be for the best interest and advantage of all the parties hereto and especially the infant defendants that this sale be ratified by the Court and hat a trustee be appointed to convey the property and see that the proceeds arising from the sale are properly distributed to the parties entitled thereto. Under the present condition and surrounding of the property and being said subject to the life estate of Frederica C. Whit there, I think that the price named is a very fair one and probably more than the property would bring at public sale.

To the general interrogatory. A. Nothing further.

Wm. H. Keller.